

Award No. 7711  
Docket No. CL-9217

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,  
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES**

**THE BALTIMORE AND OHIO RAILROAD COMPANY**

**STATEMENT OF CLAIM:** Claim of the System Committee of the Brotherhood that:

(1) Carrier violated the Agreement when it permitted an independent contractor to handle mail to and from the post office and station at Harpers Ferry, West Virginia, on various dates, and

(2) That as a result of such violation Carrier now be required to compensate Baggage & Mail Porter J. L. McBee for one day's pay at the punitive rate on October 1, 1955 and similar claims of record on subsequent dates; and Baggage & Mail Porter D. L. McBee for one day's pay at the punitive rate on October 15, 1955 and similar claims of record on subsequent dates.

**FINDINGS:** The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board ex parte by the complainant party; and

That no hearing thereon has been held, and under date of January 30, 1957, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

**AWARD**

Case dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of THIRD DIVISION**

**ATTEST: A. Ivan Tummon  
Executive Secretary**

Dated at Chicago, Illinois, this 15th day of February, 1957.